



Federal Bureau of Investigation

Washington, D.C. 20535

May 13, 2013

Mr. Tom Nash
MuckRock News
DEPT MR 2061
P.O. Box 55819
Boston, MA 02205-5819

FOIPA Request No.: 1202027-000
Subject: Russell Charles Means

Dear Mr. Nash:

This is in reference to your Freedom of Information Acts (FOIPA) request.

We have located approximately 11,800 pages of records potentially responsive to your request. There is a duplication fee of ten cents per page if you receive a paper copy (See 28 C.F.R. §16.11 and 16.49). Releases are also available on CD upon request. Each CD contains approximately 500 reviewed pages per release. The 500 page estimate is based on our business practice of processing medium and large track cases in segments. Please remember this is only an estimate, and if some of the pages are withheld in full pursuant to FOIA/Privacy Act exemption(s) or are determined to not be responsive to your request, the actual page count could be less.

To speed processing your request, please consider reducing its scope to place it in a smaller processing queue. This may reduce your search and duplication costs and hasten the receipt of your information. The FBI uses a three-queue processing system to fairly assign and process new requests. Requests track into one of the three queues depending on the number of responsive pages - 500 pages or less (small queue), 501 pages to 2500 pages (medium queue), or more than 2500 pages (large queue). Small queue cases usually require the least time to process. Please let us know in writing if you would like to discuss reducing the scope of your request and your willingness to pay the estimated search and duplication costs indicated above. Please provide a telephone number, if one is available, where we can reach you between 8:00 a.m. and 5:00 p.m., Eastern Time. Mail your response to: Initial Processing, Record Information/Dissemination Section, Records Management Division, Federal Bureau of Investigation, 170 Marcel Drive, Winchester, VA 22602. You may also fax your response to: 540-868-4997, Attention: Initial Processing.

We have reviewed the information that you provided in support of your request for a fee waiver and have found that you do not satisfy the first requirement because the records that you seek have previously been disclosed to the public. Specifically, the requested records have been made available to another requester who previously submitted a request for the same material and demonstrated their capacity to place the records in the public domain. Disclosure of information already in the public domain will not be as likely to contribute to an increased understanding of government operations or activities where nothing new will be added to the public's understanding. See 28 C.F.R. § 16.11(k)(2)(ii). Therefore, your request is denied.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy", is written over the typed name.

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division